



RESPONSE UNDER 37 C.F.R. §1.116
EXPEDITED PROCEDURE
ART UNIT 1714

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Dennis M. Hilton et al.
Serial No. : 10/044,407
Filed : January 11, 2002
For : FOAMED FIREPROOFING COMPOSITION AND METHOD
Examiner : Toomer, Cephia D.
Art Unit : 1714
Attorney
Docket No. : 621P001

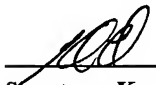
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

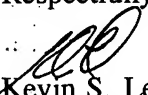
NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Office Action dated January 5, 2004 and the Advisory Action dated April 19, 2004 (the period for response to which has been extended from April 5, 2004 until May 5, 2004, by virtue of the petition for extension of time filed herewith together with the applicable extension fee) wherein the Examiner finally rejected claims 1-12.

A check in the amount of \$330.00 is enclosed herewith for payment of the appeal fee. The Commissioner is hereby authorized to charge any additional fees associated with this communication or credit any overpayment to Deposit Account No. 14-0930.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 29, 2004.


Signature: Kevin S. Lemack
Date: April 29, 2004

Respectfully submitted,

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